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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/699,188	11/01/2003	Robert M. Ruhland	H0005007	3478

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EXAMINER

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ART UNIT PAPER NUMBER

2855

DATE MAILED: 10/26/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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11/01/03

ROBERT M. RUHLAND

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EXAMINER

CYGAN, M

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Commissioner for Patents

The IDS filed 22 September 2005 is not considered. The information contained therein is inconsistent with the requisite statement in accordance with 37 CFR 1.97(e). The statement under 37 CFR 1.97(e) asserts that no item was cited in a communication with a counterpart foreign Patent Office or known more than three months prior to the filing of the IDS. The IDS contains a communication from a counterpart foreign Patent Office dated November 2005, more than three months prior than the filing of the IDS. For this reason, the information therein will be placed in the file but not considered.

Applicant may file a new information disclosure statement or correct the deficiency in the previously filed IDS, but the date that the new IDS or correction is filed will be the date of the IDS for purposes of determining compliance with the requirements based on the time of filing of the IDS (37 CFR 1.97)


MICHAEL CYGAN, PH.D.
PRIMARY EXAMINER